

CibikLaw

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Via CM/ECF

November 28, 2023

Timothy B. McGrath
Clerk of Court
U.S. Bankruptcy Court
Eastern District of Pennsylvania
900 Market Street, Suite 400
Philadelphia, PA 19107-4299

Re: *In re: Tri-State Paper, Inc.*, Case #23-13237-pmm
Tri-State Paper v. Capuano Management, Inc., Case #23-00079-pmm

To the Clerk of Court:

The Plaintiff is in receipt of a notice from your office stating that a filing fee in the amount of \$350 is due to the Court for filing the complaint in the above matter. However, the fee schedule prescribes that the Court must not charge a fee for filing a complaint when a debtor is the plaintiff.⁵

Because the Plaintiff is the debtor in the associated bankruptcy case, a fee for filing the complaint is not appropriate. If you believe the Plaintiff is mistaken, please assert authority that supports your office's position.

Sincerely,

CIBIK LAW, P.C.



Michael I. Assad (#330937)
Counsel for Plaintiff

⁵ Judicial Conference of the United States, *Bankruptcy Court Miscellaneous Fee Schedule*, <https://www.uscourts.gov/services-forms/fees/bankruptcy-court-miscellaneous-fee-schedule> (last visited November 8, 2023).